



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application of:

Andre Leguen; Catherine Cantenot

For ERGONOMIC SEATING MODULE
AND SEAT FITTED WITH
SAID MODULE

Atty Dkt: GLN-050/US

§ Serial No: 10/510,456
§
§ Filed: October 4, 2004
§
§ Group Art Unit: 3636
§
§ Examiner: Stephen A. Vu
§ 571.272.6862
§

MAIL STOP PETITION
Commissioner for Patents
Alexandria, Virginia 22313-1450

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<small>Pursuant to 37 C.F.R. § 1.10, I hereby certify that I am personally depositing this paper or fee with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above in a sealed envelope (a) having the above-numbered Express Mail label and sufficient postage affixed, and (b) addressed to: MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</small>	
Signature: <u>Hugh R. Kress</u>	
Printed Name: <u>HUGH R. KRESS</u>	

PETITION FOR EXTENSION OF TIME

Sir:

Assignee hereby petitions to extend the period for submission of a response to the September 1, 2005 Office Action issued in connection with the above-referenced application for three (3) months, up to and including March 1, 2006.

The requisite fee is \$1020.00. A payment of this amount is enclosed; however, if the check is missing or incorrect in amount, or if other fees are determined to be due in connection with the captioned application, the Assistant Commissioner, Commissioner, and/or the Director of the U.S. Patent & Trademark Office is/are authorized to credit any overpayments or charge any deficiencies to Browning Bushman Deposit Acct. No. 02-4345, referencing attorney docket number GLN-050/US.

* * * * *

05/11/2006 SDENBOB1 00000011 10510456

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Adjustment date: 01/25/2007 SDIRETA1
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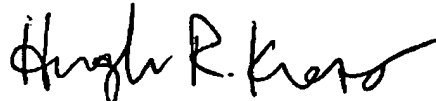
In re Int'l. Application of	§	Agent's File Ref.: GLN-50/US
Andre Leugen et al	§	
Application No. 10/510,456	§	
Filed: October 4, 2004	§	
For: <i>Ergonomic Seating Module & Seat</i>	§	
<i>Fitted with Said Module</i>	§	

RESPONSE TO PETITION

Commissioner for Patents
Office of Finance, Refund Section
P.O. Box 1450
Alexandria, VA 22313-1450

In a Response to a Petition for Revival filed by the applicant on May 9, 2006 the Office of Petitions granted the Petition. Applicant hereby requests refund of the \$1020.00 extension of time fee submitted with the petition per 8 USPQ2d 1630, 1631. A copy of the decision on the petition is attached.

Respectfully submitted,



Hugh R. Kress
Reg. No. 36,574

Date: 15 December 2006
BROWNING BUSHMAN P.C.
5718 Westheimer Rd., Suite 1800
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OFFICE OF PETITIONS

In re Application of
Andre Leguen et al
Application No. 10/510,456
Filed: October 4, 2004
Attorney Docket No. GLN-050/US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed May 9, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed September 1, 2005, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on December 2, 2005.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Accordingly, since the \$1020 extension of time submitted with the petition on May 9, 2006 was subsequent to the maximum extendable period for reply, petitioner may request a refund of this fee by writing to the Office of Finance, Refund Section. A copy of this decision should accompany petitioner's request.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

This matter is being referred to Technology Center AU 3636 for further processing.

Irvin Dingle
Irvin Dingle
Petitions Examiner
Office of Petitions

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